



THESE MINUTES ARE DRAFT UNTIL CONFIRMED AT THE NEXT MEETING OF THIS COUNCIL AND/OR COMMITTEE

**MINUTES OF ORDINARY COUNCIL MEETING OF THE
COUNCIL OF THE CITY OF RANDWICK HELD ON
TUESDAY, 24 MARCH 2015 AT 6:04PM**

Present:

The Mayor, Councillor T Seng (Chairperson) (Central Ward)

Councillor A Andrews (Deputy Mayor) (Central Ward)

North Ward

- Councillors L Shurey & K Smith

South Ward

- Councillors N D'Souza, R Belleli & P Garcia

East Ward

- Councillors T Bowen & M Matson

West Ward

- Councillors G Moore, S Nash & H Stavrinou

Officers Present:

General Manager

Mr R Brownlee

Director City Services

Mr J Frangoules

Director City Planning

Ms S Truuvet

Director Governance & Financial Services

Mr J Smith

Manager Administrative Services

Mr D Kelly

Manager Development Assessment

Mr K Kyriacou

Communications Manager

Mr J Hay

Prayer & Acknowledgement of Local Indigenous People

The Council Prayer was read by Cr Nash. The Acknowledgement of Local Indigenous People was read by Cr Stavrinou.

The meeting observed one minute's silence to mark the passing of former Prime Minister, Mr Malcolm Fraser.

Apologies/Granting of Leave of Absences

Apologies were received from Crs Neilson, Roberts and Stevenson.

RESOLVED: (Andrews/Stavrinou) that the apologies received from Crs Neilson, Roberts and Stevenson be accepted and leave of absences from the meeting be granted.

Confirmation of the Minutes

CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON TUESDAY 24 FEBRUARY 2015

43/15

RESOLUTION: (Stavrinou/Smith) that the Minutes of the Ordinary Council Meeting held on Tuesday 24 February 2015 (copies of which were circulated to all Councillors) be and are hereby confirmed as a correct record of the proceedings of that meeting.

Declarations of Pecuniary and Non-Pecuniary Interests

- a) Cr Bowen declared a non-significant non pecuniary interest in Item CP8/15 as he knows some of the objectors.
- b) Cr Shurey declared a non-significant non pecuniary interest in Item CP15/15 as she works for the UNSW which is mentioned in the report.
- c) Cr Garcia declared a significant non pecuniary interest in Item CP14/15 as he is the Secretary of the Coogee Surf Life Saving Club, which is one of the applicants. Cr Garcia will be taking no part in the debate or voting on this matter.
- d) Cr Moore declared a non-significant non pecuniary interest in Item CP8/15 as he knows some of the objectors.

Address of Council by Members of the Public

Prior to consideration of the Agenda by the Council, deputations were received in respect of the following matters:

MM19/15 RANDWICK CITY SPORTING WALK OF FAME

For BJ McHatton

CP9/15 2 ROBEY STREET, MAROUBRA (DA/704/2014/A)

Applicant Evan Gilchrist – on behalf of applicant

CP12/15 RANDWICK ENVIRONMENT PARK DRAFT PLAN OF MANAGEMENT PEER REVIEW

For Jocelyn McGirr

Mayoral Minutes

MM11/15 Mayoral Minute - Randwick City Sporting Walk of Fame (F2014/00516)

44/15

RESOLUTION: (Mayor, Cr T Seng) that Council staff prepare and bring back a report, in consultation with the local Precinct Committees, into the possible establishment of a Sporting Walk of Fame in the Randwick City area, such report to include possible locations for the Walk and the formulation of a strict set of rules and guidelines around the process for selecting the inductees into the Walk of Fame.

MOTION: (Mayor, Cr T Seng) CARRIED - SEE RESOLUTION.

MM12/15 Mayoral Minute - Anzac Day Dawn Service - Coogee Beach (F2015/00623)

45/15

RESOLUTION: (Mayor, Cr T Seng) that Council support our local RSL Clubs in the organisation of the 2015 Anzac Day Dawn Service at Coogee Beach through the provision of:

- a) financial assistance of \$20,944.00 for the hire and installation of various equipment & free breakfast at the Coogee Diggers Club;
- b) in-kind assistance to the value of \$10,000.00 as detailed in this report, and
- c) the event organiser undertakes to appropriately and prominently acknowledge and promote Council's contribution prior to and during the event.

MOTION: (Mayor, Cr T Seng) CARRIED - SEE RESOLUTION.

Urgent Business

Nil.

Director City Planning Reports

CP8/15 Director City Planning Report - 263-269 Clovelly Road, Clovelly (DA/566/2014) (DA/566/2014)

46/15

RESOLUTION: (Smith/Stavrinis) that this matter be deferred to the next Planning Committee meeting on the 14 April 2015 to allow all objectors to be notified and given sufficient time to make submissions to Council.

PROCEDURAL MOTION: (Smith/Stavrinis) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CP9/15 Director City Planning Report - 2 Robey Street, Maroubra (DA/704/2014/A) (DA/704/2014/A)

47/15

RESOLUTION: (Andrews/Stavrinis) that Council, as the consent authority, grants consent under Section 96 of the Environmental Planning and Assessment Act 1979, as amended, to modify Development Consent No. DA/704/2014 for 2 Robey Street, Maroubra in the following manner:

Condition 2(d) is deleted.

MOTION: (Andrews/Stavrinis) CARRIED - SEE RESOLUTION.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Andrews	Councillor D'Souza
Councillor Belleli	Councillor Garcia
Councillor Bowen	Councillor Matson
Councillor Nash	Councillor Moore
Councillor Seng	
Councillor Shurey	
Councillor Smith	
Councillor Stavrinis	
Total (8)	Total (4)

CP10/15 Director City Planning Report - Post Exhibition - Draft s94A Plan 2015 and Draft Amendments to the Randwick Development Control Plan 2013 (Undergrounding Overhead Power Lines) (F2014/00358)

48/15

RESOLUTION: (Stavrinou/Andrews) that Council:

- a) endorse the Draft s94A Development Contributions Plan 2015 for finalisation in accordance with the *Environmental Planning and Assessment Act 1979* and *Regulations 2000*;
- b) note the Draft s94A Development Contributions Plan (2015) will repeal the existing Randwick City s94A Development Contributions Plan 2012;
- c) endorse the draft DCP provisions on the undergrounding of overhead power lines for finalisation in accordance with the *Environmental Planning and Assessment Act 1979* and the *Environmental Planning and Assessment Regulation 2000*; and
- d) agree that the Director, City Planning may make minor modifications to rectify any numerical, typographical, interpretation and formatting errors if required, in the finalisation and printing of the Plans.

MOTION: (Stavrinou/Andrews) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CP11/15 Director City Planning Report - Report Variation to Development Standard under State Environment Planning Policy No. 1 (SEPP 1) and Clause 4.6 between 1 to 28 February, 2015 (F2008/00122)

49/15

RESOLUTION: (Smith/Stavrinou) that the report be received and noted.

MOTION: (Smith/Stavrinou) CARRIED - SEE RESOLUTION.

CP12/15 Director City Planning Report - Randwick Environment Park Draft Plan of Management Peer Review (F2010/00407)

50/15

RESOLUTION: (Nash/Stavrinou) that Council:

- a) endorse the Randwick Environment Park draft Plan of Management with relevant changes arising from recommendations made in the Peer Review Report; and
- b) agree that the Director City Planning may make minor modifications to rectify any numerical, typographical, interpretation and formatting errors as required in finalising the Plan of Management.

MOTION: (Nash/Stavrinou) CARRIED - SEE RESOLUTION.

CP13/15 Director City Planning Report - Proposed Randwick Community Centre Plan of Management (F2004/06764)

51/15

RESOLUTION: (Stavrinou/Bowen) that Council:

- a) endorse the draft Randwick Community Centre Plan of Management; and
- b) agree that the Director City Planning may make minor modifications to rectify any numerical, typographical, interpretation and formatting errors as required in finalising the Plan of Management.

MOTION: (Stavrinou/Bowen) CARRIED - SEE RESOLUTION.

CP14/15 Director City Planning Report - Cultural and Community Grant Program March 2015 Round Assessment Report (F2009/00182)

Note: Having previously declared an interest, Cr Garcia left the chamber and took no part in the debate or voting on this matter.

52/15 **RESOLUTION: (Stavrinos/D'Souza)** that Council approves Cultural and Community Program funds totalling \$64,630.76 to be allocated to the recommended grant applicants listed in Attachment One.

MOTION: (Stavrinos/D'Souza) CARRIED - SEE RESOLUTION.

General Manager's Reports**GM5/15 General Manager's Report - Development of a Community Pride Campaign (F2004/06281)**

53/15 **RESOLUTION: (Andrews/Stavrinos)** that Council:

- a) note the development of the trial community pride campaign I Am Local; and
- b) host a small reception for the 151 participants.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

Director City Services Reports

Nil.

Director Governance & Financial Services Reports**GF8/15 Director Governance & Financial Services Report - Investment Report - February 2015 (F2015/06527)**

54/15 **RESOLUTION: (Stavrinos/Andrews)** that the investment report for February 2015 be received and noted.

MOTION: (Stavrinos/Andrews) CARRIED - SEE RESOLUTION.

GF9/15 Director Governance & Financial Services Report - Mayoral Aviation Council - 2015 Conference (F2004/07899)

55/15 **RESOLUTION: (Andrews/Stavrinos)** that:-

- (a) the Mayor be authorised to attend the 33rd Annual Conference of the Australian Mayoral Aviation Council to be held in Melbourne from 6 to 8 May 2015; and
- (b) the General Manager prepare a briefing letter for all councillors, detailing the existing constitution of the association and his recommendation on how member groups could move to reform it to allow greater participation in the direction of the organisation.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GF10/15 Director Governance & Financial Services Report - 2015 National General Assembly of Local Government (F2004/07432)

56/15

RESOLUTION: (Andrews/Stavrinos) that:

- a) any Councillors interested in attending 2015 National General Assembly of Local Government advise the General Manager as soon as possible for registration purposes; and
- b) any proposed motions for the conference be submitted to the General Manager as soon as possible for inclusion on the agenda of the relevant April Committee Meeting for Council endorsement.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GF11/15 Director Governance & Financial Services Report - 2015 Asia Pacific Cities Summit and Mayor's Forum (F2005/00646)

57/15

RESOLUTION: (Andrews/Stavrinos) that the Mayor be authorised to attend the 2015 Asia Pacific Cities Summit and Mayor's Forum to be held in Brisbane from 5-8 July 2015.**MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.****Petitions**

Nil.

Motion Pursuant to Notice

NM11/15 Motion Pursuant to Notice - Notice of Motion from Cr D'Souza - Proposing a new Community Volunteer Program "the Casserole Club" (F2004/06275)

58/15

RESOLUTION: (D'Souza/Andrews) that given the success of the Victorian based community volunteering program called 'The Casserole Club' which connects people who would like to share extra portions of home-cooked food with older neighbours who might not be able to cook for themselves, Council calls for a report on the feasibility and costs associated with the introducing of a similar styled initiative to help connect our lonely hungry residents with their neighbours and help foster connections between generations, tackle social isolation and offer flexible volunteering opportunities for our residents.**MOTION: (D'Souza/Andrews) CARRIED - SEE RESOLUTION.**

NM12/15 Motion Pursuant to Notice - Notice of Motion from Cr Moore - Business Rates Relief during CSELR Construction (F2004/08175)

59/15

RESOLUTION: (Moore/Stavrinos) that Council, in acknowledging the potential disruption to trade, custom and good-will businesses are likely to face during the CSELR construction phase and having already identified a need to develop Business Continuity Plans targeted at supporting the Town Centres immediately impacted;

- a) investigate the feasibility to provide rate relief for local business in Kensington, Kingsford and Randwick directly affected by the construction activities;

- b) give consideration for State Government contributions required of the CSELR project;
- c) report the findings and recommendations as just one measure of potential mitigations as part the Business Continuity Plans; and
- d) consult with local businesses, the Kingsford and Kensington Chambers of Commerce and all other concerned stakeholders to devise a strategy in order to promote local businesses in Kingsford and Kensington to alleviate any loss of business that that may occur during the construction of the light rail.

MOTION: (Moore/Stavrinos) CARRIED - SEE RESOLUTION.

NM13/15 Motion Pursuant to Notice - Notice of Motion from Cr Stavrinos - Australian Organ Donor Registry (F2012/00260)

60/15

RESOLUTION: (Stavrinos/Andrews) that Council through social media and other means of communication encourage Randwick City residents to sign up to the Australian Organ Donor Registry.

MOTION: (Stavrinos/Andrews) CARRIED - SEE RESOLUTION.

NM14/15 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Obtaining Legal Advice on Using Section 18 of the Noxious Weeds Act with Reference to the Botany Cemetery Trust (F2005/00756)

61/15

RESOLUTION: (Matson/Andrews) that Council seeks legal advice on the possibility of using section 18 of the Noxious Weeds Act to require the Botany Cemetery Trust to control noxious weeds on lot 1079 of the Chinese Market Gardens site.

MOTION: (Matson/Andrews) CARRIED - SEE RESOLUTION.

Confidential Reports

The meeting moved into closed session in order to consider confidential items.

Closed Session

CS3/15 Confidential - Tender T2015-13 - Cooper Street Retaining Wall Stabilisation (F2014/00255)

This matter is considered to be confidential under Section 10A(2)(c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

62/15

RESOLUTION: (Andrews/Smith) that:

1. Under Regulation 178(1)(a) of the Local Government (General) Regulation 2005, Geo-vert Ground Engineering Pty Ltd be accepted as the successful tenderer;
2. The General Manager, or delegated representative, be authorised to enter into a contract on behalf of Council; and
3. Unsuccessful tenderers are notified.

MOTION: (Andrews/Smith) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CS4/15 Confidential - Lapse of Tender T2015-05 - Chifley Sports Reserve Amenities Building (F2014/00411)

This matter is considered to be confidential under Section 10A(2)(c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

63/15

RESOLUTION: (Andrews/Smith) that Council :

- a) notify Imperium Projects Pty Ltd that their tender has expired and is no longer valid; and
- b) invite fresh tenders for the Chifley Sports Reserve Amenities Building in accordance with the Local Government (General) Regulation 2005.

MOTION: (Andrews/Smith) CARRIED UNANIMOUSLY - SEE RESOLUTION.**Open Session**

The meeting moved back into open session.

Notice of Rescission Motions

Nil.

There being no further business, His Worship the Mayor, Cr T Seng, declared the meeting closed at 7.40pm.

The minutes of this meeting were confirmed at the Ordinary Meeting of the Council of the City of Randwick held on Tuesday, 28 April 2015.

.....
CHAIRPERSON